S.B.CRIMINAL MISC. BAIL APPLICATION NO.3833/06

Date : 04.09.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Sahadat Ali for the applicant.
Mr. V.R. Mehta, Public Prosecutor for State.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that in the entire First Information Report which is detailed one, does not find allegation that accused applicant was in any way responsible for creating hindrance in discharge of the functions of police officials etc. He further submits that the applicant has been involved falsely in this case.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me and carefully gone through the material available on record.

After hearing learned counsel for the parties and taking into consideration overall facts and circumstances of the present case, I am of the opinion that the applicant should be extended benefit of anticipatory bail. Accordingly, it is directed that in the event of arrest of applicant Sohan Painter alias Ismayeel son of Mohd. Ibrahim by I.O./S.H.O. in FIR No.59/2006 P.S. Kotwali, Bikaner, he shall be released on bail provided he furnishes a personal bond in the sum of Rs.30,000/- alongwith two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of Investigating Officer on the following conditions:-

(i)That he shall make himself available for interrogation by a police officer as and when required;

(ii)That he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That he shall not leave India without the previous permission of the Court.

(SATYA PRAKASH PATHAK), J.

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